

Abstract

Business management

The purpose of this thesis is to analyze selected aspects of business management with an emphasis on the legal regulation of instructions given by a general meeting, including instructions on request. The thesis also deals with specifics of business management in a monistic system of management of a stock corporation or in a group of companies.

The thesis is divided into four chapters; each of them is closed with a partial summary which informs briefly about the topic being discussed and the resulting conclusions. The introductory chapter focuses on a management board of the stock corporation as a body which has an exclusive competence in business management and it defines the concept of business management and its limits in a decision-making process within the stock corporation.

Chapter two deals with internal and external powers of the management board and it shows their mutual coherence and the resulting impacts on business management. Chapter three describes the internal organization of management of the stock corporation. Firstly, the decision-making process of the management board as a collective body is analyzed according to the Civil Code, s. 156 and, subsequently, the rules of delegation of powers are being discussed as drafted in the Business Corporations Act. The individual types of the internal organization of management are considered at the end of chapter three.

The final chapter is the most comprehensive one in the thesis therefore it is divided into subchapters and parts which provide a profound analysis of matters in question. Subchapter one investigates the principles and instructions given by the general meeting to the management board. The following subchapter addresses the issue of instructions on request with regard to the German Stock Corporation Act which was used as a source of inspiration for Czech law. Subchapter three deals especially with the regulation of the Business Corporation Act, s. 51 (2) and its applicability in the monistic system of management of the stock corporation. The final subchapter analyzes the group of companies and the instructions given by a holding company to its subsidiaries.

The conclusion provides a summary of the essential information acquired by the analysis of the selected aspects of business management. It has been pointed out that the business management may serve as a means of an effective way how to manage the corporation resulting in the fundamental and in many respects vital role of the governing body within the corporation.